IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE THIRTEENTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI BILAL NAZKI, THE ACTING CHIEF JUSTICE

and
THE HON'BLE MR JUSTICE G.CHANDRAIAH

WRIT PETITION NO : 11950 of 2005

Between:

Smt. Parsa Usharani W/o. Sri P.V. Rajeshwar Rao
1-2-288/6/1/B, Domalguda, Hyderabad.

..... PETITIONER

AND

1 The Debt Recovery Tribunal 5th Floor, Triveni Complex, Abids, Hyderabad,
2 Bank of Baroda Specialised Asset Recovery Management Branch, Hyderabad, Rep. by its Branch Manager.
3 Bank of Baroda M.G. Road Branch, Secunderabad, rep. by its Branch Manager.
4 M/s. Deepthi Constructions, Rep. by its Partner Sri T. Srider Rao, 2-2-647/72, Central Excise Colony, Hyderabad.
5 T. Sridher Rao S/o. T. Parthasarathi, R/o.2-2-647/72, Central Excise Colony, Hyderabad.
6 T. Parthasaradhi R/o.2-2-647/72, Central Excise Colony, Hyderabad.
7 Devulapalli Manoj Kumar S/o. Sri D. Madan Mohan Rao R/o.1-2-288/6/1/A, Domalguda, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an order direction or writ particularly one in the nature of writ of CERTIORARI or any other appropriate writ (i) declare the proceedings in R.P.No. 221 of 2003 in O.A.No.1026 of 1999 including the notice for settling the sale proclamation dt. 11-4-2005 is illegal and void (ii) declare that the schedule property belonging to petitioner is not available for collateral security towards loan obtained by M/s. Deepthi Constructions from the Bank of Baroda and consequently direct the respondents to release the original documents to the petitioner.

Counsel for the Petitioner : MR.G.VIDYASAGAR

Counsel for the Respondents No. 2 & 3 : MRS.P.BALA RANI

Counsel for the Respondent No.6 : MR.R.N.HEMENDRANATH REDDY

The Court, at the admission stage, made the following :

ORDER : (Per Hon'ble Sri Bilal Nazki, ACJ)

Counsel for petitioner wants to withdraw the writ petition with liberty to seek alternate remedy. Hence the writ petition is dismissed as withdrawn, granting the liberty as sought for. No order as to costs.

BILAL NAZKI, ACJ

13th June 2005.

G.CHANDRAIAH, J

ajr

..... REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Debt Recovery Tribunal 5th Floor, Triveni Complex, Abids, Hyderabad,
2 The Branch Manager, Bank of Baroda Specialised Asset Recovery

Management Branch, Mendian Apartments, 5-9-24/78, Adarshnagar,
Hyderabad.
3 The Branch Manager, Bank of Baroda M.G. Road Branch, Secunderabad,
4 2 CD copies

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